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Attorneys for Plaintiff

Antonio Lopez, Johanna Lopez, & S.L. by and through his guardian ad litem

Rocio Flores

**UNITED STATE DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

ANTONIO LOPEZ, individually;
JOHANNA LOPEZ, individually;
M.R., by and through his guardian ad
litem, April Rodriguez, individually
and as successor in interest to
Brandon Lopez; B.L. and J.L., by and
through their guardian ad litem
Rachel Perez, individually and as
successors in interest to Brandon
Lopez; S.L., by and through his
guardian ad litem, Rocio Flores,
individually and as successor in
interest to Brandon Lopez,

Plaintiff,

vs.

Case No.: 8:22-cv-01351-JVS-ADS

*(Honorable James V. Selna; Magistrate
Judge Autumn D. Spaeth)*

**PLAINTIFFS' JOINT STATUS
REPORT AND REQUEST FOR
STAY OF PROCEEDINGS TO BE
LIFTED**

1 CITY OF ANAHEIM, a municipal
 2 corporation; CITY OF SANTA
 3 ANA, a municipal corporation;
 4 DAVID VALENTIN, individually
 5 and in his official capacity as the
 6 Chief of Police for the CITY OF
 7 SANTA ANA Police Department;
 8 JORGE CISNEROS, individually
 9 and in his official capacity as the
 10 Chief of Police for the CITY OF
 11 ANAHEIM Police Department;
 12 PAUL DELGADO, individually and
 13 in his official capacity as an officer
 14 for the CITY OF ANAHEIM Police
 15 Department; BRETT HEITMAN;
 16 KENNETH WEBER, individually
 17 and in his official capacity as an
 18 officer for the CITY OF ANAHEIM
 19 Police Department; BRETT
 20 HEITMAN; CAITLIN PANOV,
 21 individually and in her official
 22 capacity as an officer for the CITY
 23 OF ANAHEIM Police Department;
 24 BRETT HEITMAN, individually and
 25 in his official capacity as an officer
 26 for the CITY OF ANAHEIM Police
 27 Department; BRETT HEITMAN;
 DOES 1-10, individually and in their
 official capacity as law enforcement
 officers for the CITY OF ANAHEIM
 Police Department and CITY OF
 SANTA ANA Police Department,,

Defendants.

TO THE HONORABLE COURT:

Plaintiffs ANTONIO LOPEZ, JOHANNA LOPEZ, S.L., by and through his
 guardian ad litem Rocio Flores, M.R., by and through his guardian ad litem, April
 Rodriguez, and B.L. and J.L., by and through their guardian ad litem Rachel Perez,
 hereby provide the following status report regarding the California Department of
 Justice's criminal investigation of Defendants Brett Heitman, Kenneth Weber, Paul
 Delgado, and Caitlin Panov (collectively "Defendant Officers") and respectfully
 request the Court grant an Order lifting the current stay of discovery as to the above
 named Defendants.

GOOD CAUSE STATEMENT

1. Plaintiffs filed their initial Complaint on July 21, 2022. [Dkt. 1].

2. Defendants filed their answer on September 6, 2022. [Dkt. 14].

3. That same day, Defendants filed a motion to stay discovery pending the completion of the criminal investigation into the Defendants Officers, which this Court granted. [Dkt. 24, 37]. Discovery has thus been stayed for over one year.

4. On August 2, 2023, the Court granted Defendants' Request for a Further Stay of Proceedings for 90 days. [Dkt. 80]. Per the Court's Order, the current stay of discovery expired on October 31, 2023, and Defendants have not filed a further status report requesting a further stay.

5. On November 1, 2023, the California Department of Justice completed its investigation and released its conclusions in a publicly released report. A true and correct copy of that report is attached hereto as "**Exhibit A.**"

6. The Department of Justice concluded that it would not file criminal charges against the Defendant Officers. *See* "**Exhibit A.**"

7. Accordingly, Plaintiffs respectfully request this Court Order that the stay of discovery as to the Defendant Officers be lifted as the investigation has concluded.

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1 Dated: November 6, 2023

BURRIS, NISENBAUM, CURRY & LACY LLP

2 By: /s/ Lena Andrews

3 DeWITT M. LACY

4 JOHN L. BURRIS

JULIA N. QUESADA

5 LENA P. ANDREWS

6 Attorneys for Plaintiff,

Antonio Lopez, Johanna Lopez, &

7 S.L.

8 Dated: November 6, 2023

LAW OFFICES OF DALE K. GALIPO

9 By: /s/ Renee V. Masongsong

10 Dale K. Galipo

11 Renee V. Masongsong

12 Attorneys for Plaintiff M.R.

13 Dated: November 6, 2023

CARRAZCO LAW PC

14 By: /s/ Angel Carrazco

15 Angel Carrazco

16 Attorneys for Plaintiffs B.L. and J.L.

17
18 **ATTESTATION OF CONCURRENCE IN THE FILING**

19 The filer, Lena P. Andrews, attests that all other signatories on whose behalf
20 this filing is submitted concur in the filings content and have authorized the filing of
21 this stipulation.

22
23 Dated: November 6, 2023

By: /s/ Lena Andrews

24 LENA P. ANDREWS

25 Attorneys for Plaintiff,

Antonio Lopez, Johanna Lopez, &

26 S.L.
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